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333.783 Coal tax park proposals - 1981 : a  
F2CTP report on proposed coal tax acquisitions  
1981 for the Montana State Park System



S 105

# Coal Tax Park Proposals - 1981

A report on proposed Coal Tax Acquisitions  
for the Montana State Park System.



Prepared by the Montana Department of Fish, Wildlife and Parks;  
Submitted by the Montana Fish and Game Commission  
to the 1981 Montana State Legislature  
in accordance with Section 23-1-108 MCA.

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1981



ERRATA SHEET FOR  
COAL TAX PARK PROPOSALS -- 1981

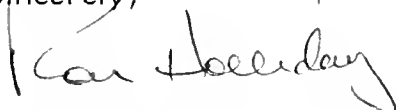
A report on proposed Coal Tax Acquisitions for the Montana State Park System,  
prepared by the Montana Department of Fish, Wildlife and Parks

- 01-14-81 1. On page 11, (the Engle Ranch Proposal), the \$336,000 estimated appropriation needed is not correct. Only the cost per acre (\$260 for 4,200 deeded acres) should be shown.
- 01-16-81 2. On page 15, (the Lake Elmo Proposal), the total cost of the project is \$3,500,000.00. Under other sources of assistance, the \$3,500,000.00 listed should be deleted. Some other sources of assistance could possibly be utilized and thus reduce the cost of the acquisition to what is available from the Coal Tax Fund.

Please include the attached errata sheet in your copy.

Thank you.

Sincerely,



RON HOLLIDAY, Administrator  
Parks Division

RH:TK:sue  
Enclosure

001  
11/11/81



**STATE OF MONTANA****DEPARTMENT OF****FISH AND GAME**

Helena, MT 59601  
January 19, 1981

Ms. Diana S. Dowling  
Executive Director  
Legislative Council  
State Capitol  
Helena, MT 59601

Dear Ms. Dowling:

Recently you received a copy of a report on Coal Tax Acquisitions for the Montana State Park System entitled, "Coal Tax Park Proposals."

Please include the attached errata sheet in your copy.

Thank you.

Sincerely,

RON HOLLIDAY, Administrator  
Parks Division

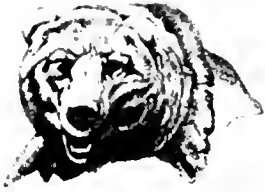
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Enclosure

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# STATE OF MONTANA



## DEPARTMENT OF

## FISH AND GAME

Helena, MT 59601  
December 19, 1980

President of the Senate  
Montana State Legislature  
Capitol Station  
Helena, MT 59601

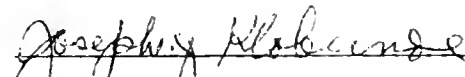
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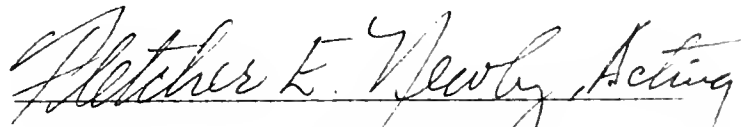
Dear President of the Senate:

As required by Section 23-1-108 MCA, the Montana Fish and Game Commission presents the following Coal Tax Park Acquisition Proposals to the 1981 State Legislature.

In this report, you will find a brief explanation of each proposal that was submitted to the Department of Fish, Wildlife and Parks. The report also contains some background on the Coal Tax "Park" Legislation.

It is our hope that this information will be useful to you as you make decisions on these proposals. We look forward to the resultant new opportunities available to the people who visit Montana's State Park System.

  
Chairman, Fish and Game Commission

  
Secretary, Fish and Game Commission  
Director, Department of Fish, Wildlife and Parks

cc Speaker of the House  
Governor, State of Montana  
Proposal Sponsors  
Fish and Game Commission  
Department of Fish, Wildlife and Parks  
- Regional Supervisors  
- Division Administrators  
Legislative Council

# STATE OF MONTANA



## DEPARTMENT OF

## FISH AND GAME

Helena, MT 59601  
December 19, 1980

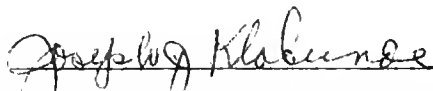
Speaker of the House  
Montana State Legislature  
Capitol Station  
Helena, MT 59601

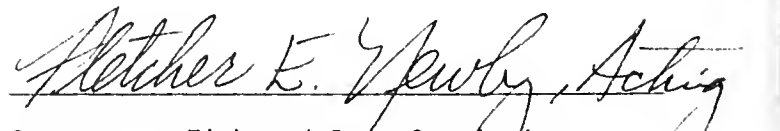
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Legislative Council



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House Bill 550



## THE COAL TAX AND THE STATE PARK SYSTEM

The 44th State Legislature in 1975 earmarked a portion of the coal severance tax revenue for the acquisition of park lands described under 62-304 RCM, 1947 (23-1-102 MCA). This legislation (84-1309.1 RCM) (now ) earmarked 1¼% of the coal tax revenue for park acquisition collected through June 30, 1979, to be placed in a trust and legacy account, of which only the interest can be spent. (A constitutional amendment changed the allocation formula by earmarking 25% of the entire account to a permanent trust in 1977 and another 25% beginning July 1, 1979.)

As of July 1, 1979, 5% of the coal tax revenue which was not set aside for the permanent 50% trust was earmarked for the Trust and Legacy Account replacing the previous percentages. Only the interest accrued from the Parks Trust and Legacy Account may be expended after July 1, 1979. Also the 1977 Legislature authorized an amendment to the coal tax allowing expenditures for managing areas acquired under this authority as units of the State Park System in order to make them usable by the public. All expenditures must be authorized by the Legislature.

### 1979 LEGISLATION CHANGING THE COAL TAX

Previously, the Department of Fish, Wildlife and Parks had the responsibility of finding and choosing areas for acquisitions made with the coal tax money. HB 550 (see appendix), passed by the 1979 Legislature, states that any person, association, or representative of a governing unit may submit a proposal for the acquisition of a site or area that would meet State Park System qualifications. This proposal must be submitted to the Department of Fish, Wildlife and Parks by December 1 of the year preceding the convening of a legislative session.

The Fish and Game Commission shall then present to the Legislature by the 15th day of any legislative session a list of areas, sites, or objects that were proposed for purchase for use as state parks, state recreational areas, state monuments, or state historical sites with the money contained in the parks account.

The Legislature must appropriate funds from this account before any park, area, monument, or site may be purchased.

### WHAT KINDS OF AREAS QUALIFY FOR THE STATE PARK SYSTEM?

As set forth by law, the purpose of the State Park System is "to conserve the scenic, historic, archaeologic, scientific, and recreational resources to the cultural, recreational, and economic life of the people and their health." (RCM 1947, 62-301 or MCA 23-1-101). To meet this charge, the Department of Fish, Wildlife and Parks was given the statutory authority to "acquire for the state any areas, sites, or objects which in its opinion would be held, improved, and maintained as state parks, state recreation areas, state monuments, or state historic sites." (RCM 1947, 62-304 or MCA 23-1-102). It is these park system components that are eligible to receive coal tax funding. (MCA 23-1-108).

In the late 1960's, a classification describing the purposes and physical characteristics of several types of State Park System areas was developed and adopted as part of the Administrative Rules of Montana. The Department classified state parks, state monuments, state recreation areas, state recreational waterways, and others according to several criteria (see below).

These criteria provide standards for acquiring and designating park system components, as well as for determining appropriate development and management procedures.

## Criteria for Park System Components

### STATE PARKS

#### Purpose:

To provide high-quality recreation experiences distinctive and notable enough to attract people on a state, regional or national basis.

#### Description:

Open-space areas of unique scenery or other outstanding natural features of an aesthetic, historical, geological, archaeological or scientific nature. State parks will be selected on the basis of these inherent characteristics without regard to geographic location.

#### Development and Management:

Development of roads and desirable facilities will be planned with precise and sensitive regard for all natural features and without impingement upon the visitors' aesthetic and intellectual sensibilities. Management will be directed toward retention of state parks in as near a natural condition as possible, without impairment of ecological features and values.

### STATE RECREATION AREAS

#### Purpose:

To provide a broad selection of outdoor recreation opportunities in a natural setting which may be used by large numbers of people.

#### Description:

Contain natural or artificial resources which provide outdoor recreation opportunities that will attract visitors from beyond the local area. They may be located in areas which have serious deficiencies in public outdoor recreation facilities, provided that such recreation areas should not be furnished in lieu of municipal, county or federal facilities.

#### Development and Management:

Protection of the natural environment and aesthetic qualities should be paramount except development for intensive use may require alteration of the natural environment. However, the aesthetic qualities of the areas will be retained to the greatest degree possible by careful planning and construction of facilities.

### STATE MONUMENTS

#### Purpose:

To preserve, protect and enhance objects, features or places of historical, geological, archaeological or scientific importance, including commemoration of outstanding persons or events.

#### Description:

Sites of optimum form and size for the protection and enhancement of the objects, features or places concerned, including adequate space for parking, if appropriate, and other accommodations for anticipated day use.

#### Development and Management:

Standard constructions will be facilities for providing access, parking, sanitary conditions and water. Other

service facilities may be added if required. Overnight camping will ordinarily not be allowed. Development may also include restoration of historical structures and installation of protective devices. Maximum benefit to visitors may be achieved by providing museums, outdoor dioramas and other interpretive exhibits.

### STATE FISHING ACCESS SITES

#### Purpose:

To provide permanent, public access to high-quality rivers, streams and lakes.

#### Description:

Areas adjacent to high-quality fishing waters accessible by an existing or acquired public right-of-way and of adequate size to permit practical use of the waters concerned for fishing and, when appropriate, other water-based recreation.

#### Development and Management:

Accommodations will consist of facilities for day use and, in certain cases, overnight camping. Boat-launching ramps, road building and fencing may be necessary. Management will involve proper identification of the site and maintenance of public right-of-way and service facilities.

### STATE RECREATIONAL WATERWAYS

#### Purpose:

To protect and enhance the natural and historical values of state waterways and to provide opportunity for enjoyment of these values.

#### Description:

Rivers or streams, generally undeveloped, possessing outstanding scenery and/or important historical features and susceptible to increasingly heavy recreational use.

#### Development and Management:

Accommodations for day use, camping, floating, fishing or other recreational activities will be provided. Public areas for lunch stops and overnight camping will be conveniently distributed along the course such that they will permit leisurely floats from one area to the next in four hours or less. Development will also include wells for drinking water where necessary. Management will primarily involve maintenance of public areas and identification of sites and points of historical or geological interest for visitors.

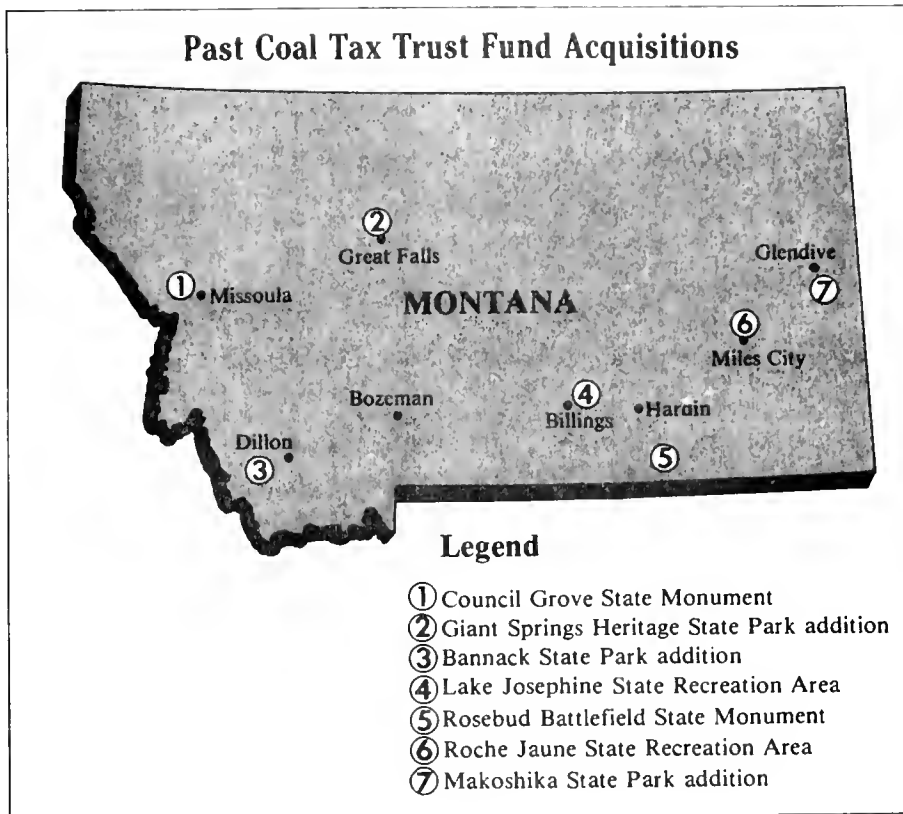
### STATE RECREATION ROADS AND TRAILS

The Dept. of Fish and Game believes that the scenic and cultural attributes of certain Montana roads and trails are of high recreational value and warrant formal protection against uncontrolled use and development.

Preparation of criteria for state recreation roads and trails is in progress, along with other plans for this valuable expansion of the state park system.

## PAST COAL TAX ACQUISITIONS

Since 1975, the portion of the coal severance tax earmarked for parks has provided seven additions to the State Park System. Located throughout the state (see map), these sites offer a variety of recreational opportunities to Montanans and out-of-state visitors.



Acquisitions Made With The Coal Tax			Acreage	Cost
December, 1977	Roche Jaune	Custer Co.	1.0	\$ 16,600
June, 1978	Bannack Addition	Beaverhead Co.	1 lot	\$ 1,850
August, 1978	Council Grove	Missoula Co.	186.0	\$140,000
October, 1978	Rosebud Battlefield	Big Horn Co.	4,883.0	\$881,200
January, 1979	Makoshika Addition	Dawson Co.	650.36	\$143,900
July, 1979	Giant Springs-Heritage Addition	Cascade Co.	28.6	\$ 97,500
August, 1979	Lake Josephine	Yellowstone Co.	82.1	\$125,000

Total Acres: 5,834 acres  
Total Cost: \$1,409,050.00  
Other Matching Funds: \$83,600.00  
Coal Tax Funds: \$1,315,450.00

## FOLLOWING THE REQUIREMENTS OF MCA 23-1-108

To inform the public about proposing Coal Tax acquisitions for the State Park System, the Parks Division published an article in the May/June 1980 issue of Montana Outdoors entitled, "Nominate Your Favorite Park." In addition, a brochure was distributed to the Department's regional offices and to any individual upon request. The brochure explained the history of the Coal Tax in relation to the State Park System. It also included an application form for sponsors to submit their park proposals to the Department of Fish, Wildlife and Parks.

## THE 1981 PROPOSALS

The following Coal Tax for  
Fish, Wildlife and Parks, in  
order.

of  
alphabetical

1. Earl's Landing (duster)

marked

### INSTRUCTIONS

Simply fill out and separate the attached proposal form and send it to the Department of Fish, Wildlife and Parks before December 1, 1980. The form, along with any other additional material you may wish to submit, will be presented to the 1981 State Legislature. Keep this half for your records.

Site Recommended: \_\_\_\_\_  
Date Proposal Sent: \_\_\_\_\_  
Applicant: \_\_\_\_\_

If you have further questions, please contact the Parks Division, Department of Fish, Wildlife and Parks, Helena.

## COAL TAX ACQUISITIONS FOR MONTANA'S STATE PARK SYSTEM

al  
as



### YOUR OPPORTUNITY TO PROPOSE A PARK

PREPARED BY

**Montana Department of  
Fish, Wildlife & Parks  
Parks Division**

100 copies of this publication were produced at a unit cost of 3.3¢ per copy for a total cost of \$3.30 which includes \$3.30 for printing and \$0 for distribution.

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## THE HISTORY OF THE COAL TAX AND THE STATE PARK SYSTEM

In 1975, the Montana State Legislature initiated a coal severance tax. 1.66% of this tax on coal extraction is distributed to a trust fund for the State Park System. Interest from this fund can be used for acquisitions of State Park System sites. Since the law became effective in 1975, the Montana Department of Fish, Wildlife and Parks has made seven new acquisitions or additions to the State Park System.

House Bill 550, passed by the 1979 Legislature, amended the law to state that any person, association, or representative of a governing unit may submit a proposal for the acquisition of a site or area that would meet State Park System qualifications. This proposal must be submitted to the Department of Fish, Wildlife and Parks by December 1st of the year preceding the convening of a legislative session.



The Department will present the submitted proposals to the legislative session. Project sponsors are encouraged to support their proposals by appearing before the legislative committee involved. The legislature will then select the proposals to be funded.

The attached application form can be submitted to the Department of Fish, Wildlife and Parks until December 1, 1980. The Department will present this form to the 1980 Legislature along with any additional proposal material (maps, photographs, etc.) the applicant may wish to supply.

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THE 1981 PROPOSALS

The following Coal Tax paid by  
Fish, Wildlife and Parks by December

Department of  
in alphabetical

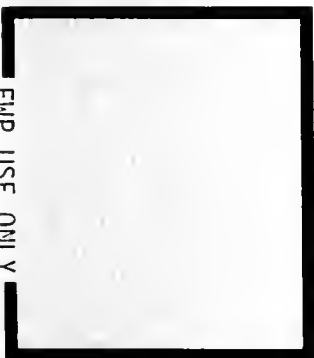
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PARKS DIVISION  
Department of Fish, Wildlife and Parks  
1420 East Sixth Avenue  
Helena, MT 59601

FWP USE ONLY



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### COAL TAX PARKS ACQUISITION PROPOSAL

1. Site Name (if any) \_\_\_\_\_
2. Site Location: County: \_\_\_\_\_  
 Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ (if known)  
 Near (town, landmark, etc.) \_\_\_\_\_
3. Please describe the site's qualities which make it unique or otherwise eligible for the State Park System:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
4. Present Site Owner: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 \_\_\_\_\_
5. Cost of Site Acquisition  
 Estimated appropriation needed from Coal Tax Fund: \$ \_\_\_\_\_  
 Donation or other sources of assistance: \_\_\_\_\_ : \$ \_\_\_\_\_  
 (if any, specify) \_\_\_\_\_ : \$ \_\_\_\_\_
6. Project Sponsor: \_\_\_\_\_  
 Agency (if any): \_\_\_\_\_  
 Address: \_\_\_\_\_  
 \_\_\_\_\_  
 Telephone: \_\_\_\_\_
7. Will the sponsor be able to appear before a legislative committee to support this proposal?  
 Yes \_\_\_\_\_ No \_\_\_\_\_

## THE 1981 PROPOSALS

The following Coal Tax park proposals were submitted to the Department of Fish, Wildlife and Parks by December 1, 1980. They are listed in alphabetical order.

1. Bar's Landing (Custer County) . . . received 12-2-80 but postmarked 12-1-80.
2. Doeden's Island State Recreation Area (Custer County)
3. Engle Ranch (Dawson County)
4. Kootenai Lodge (Lake County)
5. Lake Elmo (Yellowstone County)
6. Les Mason Memorial Park (Flathead County)
7. Marias Pass (Flathead-Glacier Counties)
8. Signal Butte Park (Custer County)
9. Spring Meadow Lake (Lewis and Clark County)
10. Tongue River Road Recreation Area (Custer County)
11. Tongue River Wilderness State Recreation Area (Custer County)

These proposals are explained briefly on the following pages. Additional material submitted to the Department of Fish, Wildlife and Parks (such as site maps or letters of recommendation) are on file at the Department's Parks Division office, 1420 East 6th Avenue, Helena, 449-3750 (contact Ron Holliday or Terry Knupp).



1981 Coal Tax Park Proposal

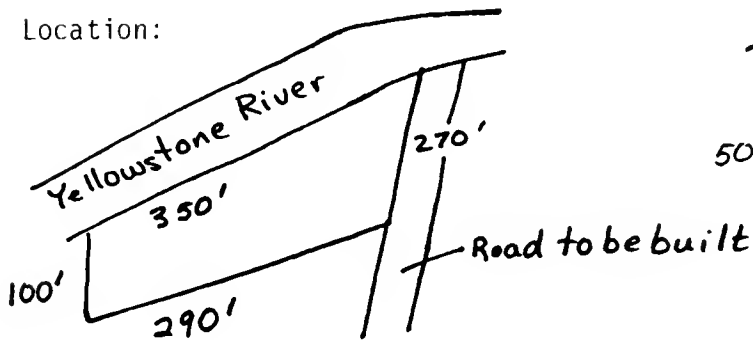
Site: Bar's Landing

1. General Description:

1. Perfect area for boat launching
2. Agate hunting area is excellent
3. Fishing

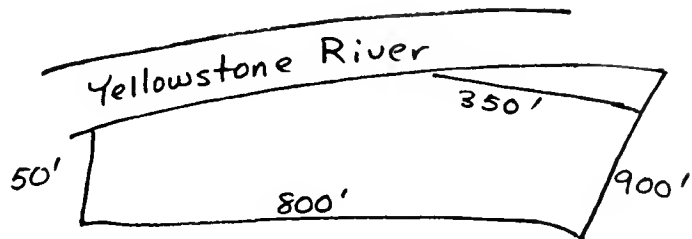
When the gravel is all depleted, could have a lake naturally filled by the irrigation run-off and the Yellowstone that would cover at least from 3-4 acres or more. Have gravel there to make nice beaches for the young generation.

2. Location:



*present site*

*(approximate figures)*



*when gravel is used up a future site of this size is available.*

County: Custer

Township 8 North Range 47 East Section 11

Near (town, landmark, etc.) Two miles east and one and half miles north of Miles City on the Yellowstone River

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ 30,000.00  
Donation (specify) \_\_\_\_\_: \$ 5,000.00  
Other Sources of assistance gravel and sand: \$ \_\_\_\_\_

COMMENTS: The site needs a road for about 1300 feet which the sponsor offers to build.

4. Present Site Owner: Flying W Bar Ranch and Supply; Walter Garrett, Manager  
Address: Box 1132, Miles City, MT 59301  
Telephone:

5. Project Sponsor: Dorothy Garrett  
Agency (if any):  
Address: Box 1132, Miles City, MT 59301  
Telephone: 232-1917

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

      X       YES                                           NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

      none submitted      

3" x 4" reproducible black and white photo

8. Additional Comments:

In addition to the acquisition application, the sponsor also submitted a letter offering more detailed information if requested.

This letter is on file at the Parks Division office.

1981 Coal Tax Park Proposal

Site: Doeden's Island SRA

1. General Description:

Doeden's Island is located 2½ miles downstream from Miles City on the Yellowstone River. The site would include about 4 acres on the river bank as well as the island itself. To provide access to the site, the sponsor will grant a right-of-way through his property (see location map). The 200+ acre site consists of woodland, brush, parkland, and grain fields. It provides a variety of recreation and wildlife values. This location is a unique opportunity for close-to-home activities such as fishing, hunting, boating, camping, picnicking, nature study, snowmobiling, cross-country skiing, and yields important habitat for mule and whitetail deer, upland game birds, and waterfowl.

2. Location:



County: Custer

Township 8 North Range 47 East Section 14, 22, and 23

Near (town, landmark, etc.) Miles City

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ 110,000.00

Donation (specify) \_\_\_\_\_: \$ \_\_\_\_\_

Other Sources of assistance \_\_\_\_\_: \$ \_\_\_\_\_

COMMENTS:

4. Present Site Owner: J. D. Doeden, et al  
Address: P.O. Box 1297, Miles City, MT 59301  
Telephone: 406-232-1400

5. Project Sponsor: J. D. Doeden  
Agency (if any):  
Address: P.O. Box 1297, Miles City, MT 59301  
Telephone: 406-232-1400

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

    X     YES                      NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

See 24" x 24" aerial photo  
in Parks Division files.

3" x 4" reproducible black and white photo

8. Additional Comments:

In addition to the acquisition application, the sponsor submitted the following:

- 1) a 24" x 24" aerial photo of the site and surrounding area
- 2) two newspaper articles explaining the proposed acquisition

These are on file at the Parks Division office.



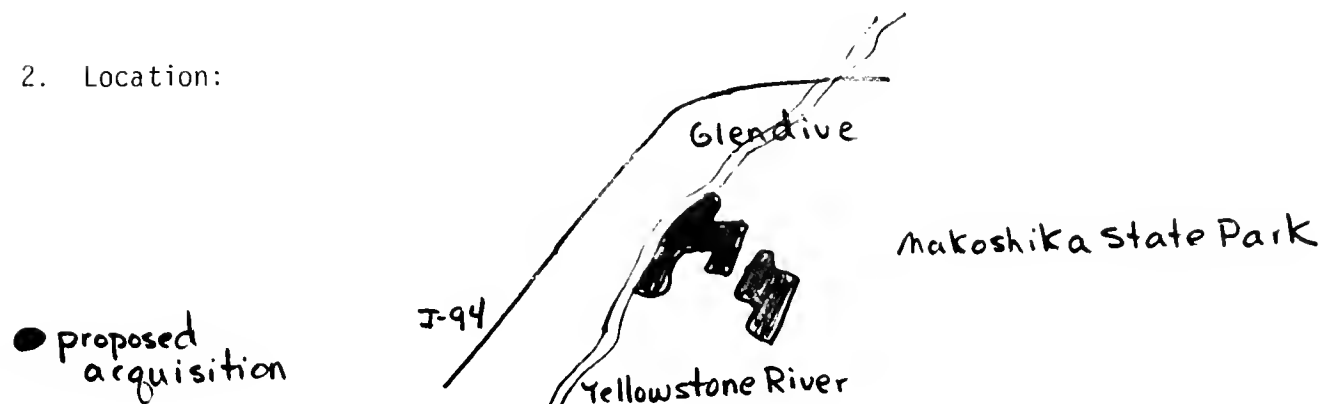
1981 Coal Tax Park Proposal

Site: Engle Ranch

1. General Description:

It is immediately across the River from Hagen Indian site. Includes 3.4 miles of the Yellowstone River bottom which is a whitetail deer winter range, waterfowl production and nesting area, and pheasant production area. Includes a wilderness-like basin adjacent to Makoshika Park; could satisfy demand for a better boat launching and fishing site close to Glendive; easy six mile boat float to Glendive.

2. Location:



Two miles up the Yellowstone River from Glendive.

A large rough map of the proposed project was submitted and is on file at the Parks Division office.

County: Dawson

Township 15 North, 14 North Range 55 East, 56 East Section (several, see other si

Near (town, landmark, etc.) Glendive

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ \_\_\_\_\_ \*

Donation (specify) \_\_\_\_\_ : \$ \_\_\_\_\_

Other Sources of assistance \_\_\_\_\_ : \$ \_\_\_\_\_

\*Approximately \$260/acre for 4,200 deeded acres.

COMMENTS: Cost/acre approximate -- probably open to negotiation, donation, etc. Ranch includes 4,200 deeded acres; approximately 2,300 Bureau of Land Management acres; and 640 Dawson County acres. The deeded land is all river bottom or upland rangeland except for approximately 160 acres of irrigated alfalfa bottom land. A local farmer has offered to buy the irrigated land so that none would be included in the overall package. The irrigated land is easily situated at the north end of the bottom land and could be easily broken from the total unit.

4. Present Site Owner: Jesse, Jack, and Gary Engle  
Address: Jesse Engle, 715 South Sargent Avenue, Glendive, MT 59330  
Telephone:

5. Project sponsor: Greg Hagenston  
Agency (if any):  
Address: P.O. Box 1089, Glendive, MT 59330  
Telephone: Business: 365-4415; Home: 365-3559

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

☒ YES ☐ NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

A slide of the project was  
submitted and is on file at  
the Parks Division office.

3" x 4" reproducible black and white photo

8. Additional Comments:

Private land (deeded): T15N, R55E, Sections: W $\frac{1}{2}$  10; 15; E $\frac{1}{2}$  21; 22; 28; W $\frac{1}{2}$  27  
T15N, R56E, Sections: SW $\frac{1}{4}$  30; 31; S $\frac{1}{2}$  32  
T14N, R56E, Sections: 5; 8

Bureau of Land Management Lease: T15N, R55E, Sections: W $\frac{1}{2}$  NW $\frac{1}{4}$  22; 14  
T15N, R56E, Sections: NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , SE $\frac{1}{4}$  30; N $\frac{1}{2}$  32

Dawson County: T15N, R55E, Section: 23

Engles-Martin Nemitz Common Bureau of Land Management Lease:

T15N, R55E, Sections: 24; 26; W $\frac{1}{2}$  27

T14N, R56E, Section: 6

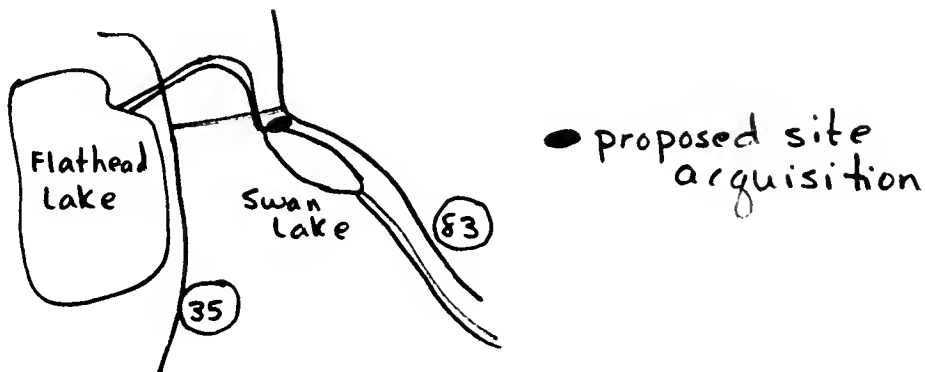
1981 Coal Tax Park Proposal

Site: Kootenai Lodge

1. General Description:

40 acres private wilderness, 2,500 feet of waterfront. This property was built by Con Kelly, the Copper King of Montana. It was his fish camp and he spent much care and money on the buildings. Many east-siders take advantage of the beautiful Swan. The site is within two miles of a County maintained airport. Missoula and Great Falls people have property or rent cabins here.

2. Location:



Six miles to Bigfork -- off from Swan Highway

County: Lake

Township 26 North Range 19 West Section part 11 and 14

Near (town, landmark, etc.) Bigfork, Swan River to the lake

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ 1,250,000.00

Donation (specify) \_\_\_\_\_: \$ possible

Other Sources of assistance \_\_\_\_\_: \$ \_\_\_\_\_

COMMENTS:

In addition to the proposal application, the sponsor submitted the following:

- 1) a brochure describing the Kootenai Lodge
- 2) three photographs as shown on the following page of
  - a) Swan River/Lake frontage
  - b) the cottage on the site
  - c) the barn on the site

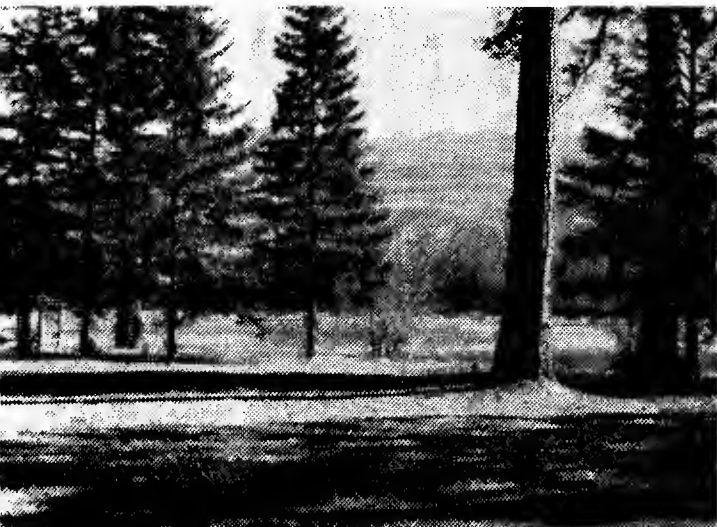
4. Present Site Owner: Sigrud Brekkenflat  
Address: Bigfork, MT  
Telephone:

5. Project Sponsor: Blanche Garrett  
Agency (if any): Chalet Realty  
Address: 416-1-Avenue E, Kalispell, MT  
Telephone: Office: 755-5464; Home: 755-8206

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

  X   YES            NO

7. Photograph of site provided by project sponsor (optional).



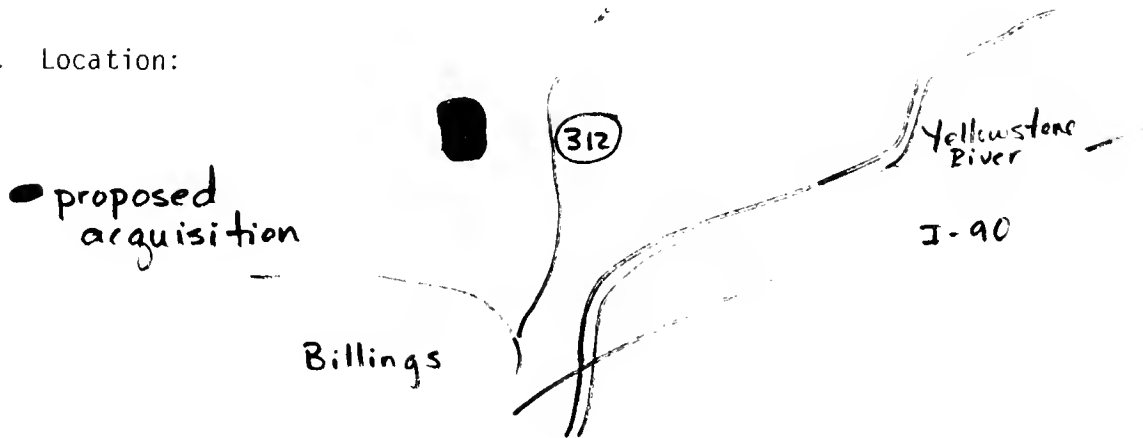
1981 Coal Tax Park Proposal

Site: Lake Elmo

1. General Description:

Wooded lakesite and surrounding area of approximately 125 acres is accessible from all sides, adjacent to the City of Billings and Interstate 90. Has recreational potential for swimming, boating, fishing, camping, and picnicking. Good beaches with low water level. Will benefit a large number of persons.

2. Location:



Northeast of Billings

County: Yellowstone

Township 1 North Range 26 East Sections 10 and 15

Near (town, landmark, etc.) Billings

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ 3,500,000.00

Donation (specify) \_\_\_\_\_: \$ possible

Other Sources of assistance \_\_\_\_\_: \$ \_\_\_\_\_

COMMENTS:

4. Present Site Owner: Loyd L. (Monty) Kimble  
Address: P.O. Box 516, Billings, MT 59103  
Telephone:

5. Project Sponsor: Loyd L. (Monty) Kimble  
Agency (if any):  
Address: P.O. Box 516, Billings, MT 59103  
Telephone: 252-2004

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

  X   YES            NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

  none submitted    
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3" x 4" reproducible black and white photo

8. Additional Comments:

In addition to the acquisition application, the sponsor submitted the following:

- 1) a map showing site location
- 2) a survey map showing legal boundaries
- 3) a map showing subdivision plat

Several letters of support for the proposal were sent to the Department of Fish, Wildlife and Parks including a letter from the Board of County Commissioners (Yellowstone County).

All of the above is on file at the Parks Division office.

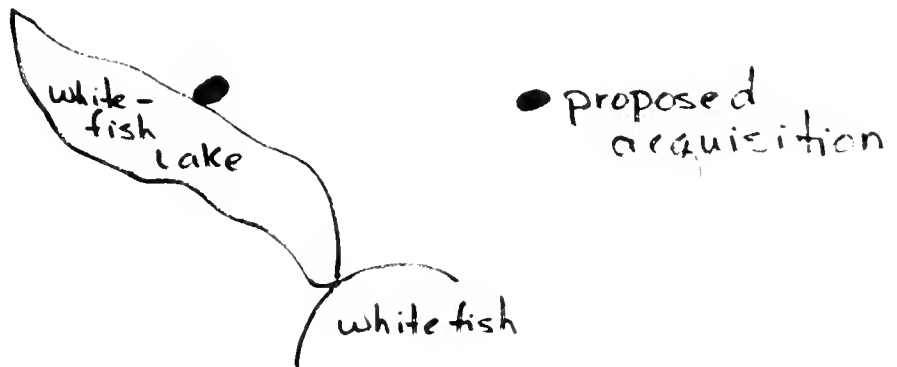
1981 Coal Tax Park Proposal

Site: Les Mason Memorial Park

1. General Description:

This is the last major piece of accessible Whitefish Lake frontage. Site is generally level with 586 feet frontage on popular Whitefish Lake. Property also abuts East Lakeshore Drive (Montana Highway 487) providing very good paved access.

2. Location:



County: Flathead

Township 31 North Range 22 West Section 11

Near (town, landmark, etc.) North of Whitefish and west of Big Mountain

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ 700,000

Donation (specify) \_\_\_\_\_: \$ \_\_\_\_\_

Other Sources of assistance \_\_\_\_\_: \$ \_\_\_\_\_

COMMENTS:

4. Present Site Owner: Betty Snyder -- Barbara King -- Shirley Jacobson  
Address: 447 South Karrow Avenue, Whitefish, MT 59937  
Telephone: 406-862-3289

5. Project Sponsor: Whitefish Chamber of Commerce and Whitefish Rotary Club  
Agency (if any):  
Address: Box 1309 (Chamber), Whitefish, MT 59937  
Telephone: Martin Gilman 862-3527

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

      X       YES                                         NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

      none submitted      

3" x 4" reproducible black and white photo

8. Additional Comments:



1981 Coal Tax Park Proposal

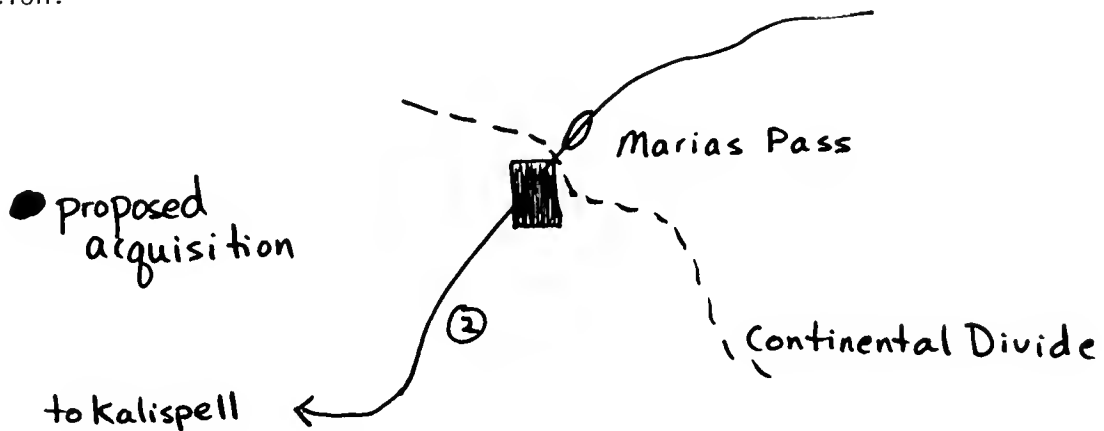
Site: Marias Pass

1. General Description:

The strategic "lost" pass located for the Great Northern Railroad in 1888 by John F. Stevens. Lowest rail crossing of Continental Divide (elevation 5215) north of New Mexico. Instrumental in the early development and access to the Flathead Valley. Discovery helped create Glacier National Park.

The site consists of 31.35 acres total.

2. Location:



County: Boundary: Flathead and Glacier Counties

Township 30 North Range 14 West Section 34 and 36

Near (town, landmark, etc.) Marias Pass, U.S. Highway 2

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ 45,000.00

Donation (specify) \_\_\_\_\_: \$ \_\_\_\_\_

Other Sources of assistance \_\_\_\_\_: \$ \_\_\_\_\_

COMMENTS:

4. Present Site Owner: Rollin and Polly N. Usher  
Address: 39246 Moronga Canyon Drive, Palm Desert, CA 92260  
Telephone:
5. Project Sponsor: Michael Ober  
Agency (if any):  
Address: 696 North Main Street, Kalispell, MT  
Telephone: Home: 755-1792; Work: 755-5222
6. Will the project sponsor be able to appear before a legislative committee to support this proposal?  
\_\_\_\_\_ X \_\_\_\_\_ YES \_\_\_\_\_ NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

none submitted

3" x 4" reproducible black and white photo

8. Additional Comments:

In addition to the proposal application, the sponsor also submitted the following:

- 1) a personal letter describing the site
- 2) three articles describing Marias Pass
- 3) a chapter from a book describing the discovery of Marias Pass
- 4) a USGS map showing site location
- 5) a survey map showing legal boundaries

These are on file at the Parks Division office.

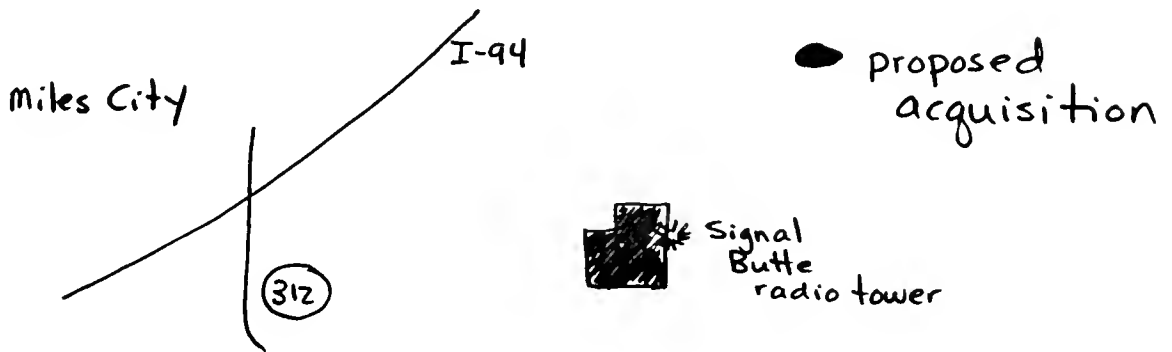
1981 Coal Tax Park Proposal

Site: Signal Butte Park

1. General Description:

200 acre site with unique topography. It would be excellent for hiking, nature trails, and picnic areas with a panoramic view of the Yellowstone valley. Signal Butte is of great historical interest as an Indian and Army signal post.

2. Location:



Two miles southwest of Miles City.

County: Custer

Township 7 North Range 48 East Section 6

Near (town, landmark, etc.) Miles City

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund: \$ 360,000.00

Donation (specify) \_\_\_\_\_: \$ \_\_\_\_\_

Other Sources of assistance \_\_\_\_\_: \$ \_\_\_\_\_

COMMENTS:

4. Present Site Owner: William J. Krutzfeldt  
Address: 1200 Pleasant, Miles City, MT 59301  
Telephone: 232-1200

5. Project Sponsor: William J. Krutzfeldt  
Agency (if any):  
Address: 1200 Pleasant, Miles City, MT 59301  
Telephone: 232-1200

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?  
  X   YES            NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

none submitted

3" x 4" reproducible black and white photo

8. Additional Comments:

Attached to the application form, the sponsor also submitted:

- 1) a map of the proposed acquisition
- 2) written description of proposed point of interest signs for the site
- 3) a map of the historical "Deadwood Stage Route" that went from Deadwood, South Dakota, to Miles City, Montana.

These are on file at the Parks Division office.

Site: Spring Meadow Lake

The site contains an irregularly shaped pond consisting of approximately 20 acres with a land area of 35.8 acres. The area is ideally suited for a wide variety of outdoor recreational opportunity.

location.

proposed acquisition

Montana Avenue

I-15

Euclid Avenue

Helena

to Missoula

12

County: Lewis and Clark

Township 10 North Range 4 West Section 23

Near (town, landmark, etc.)      Helena

Estimated appropriation needed from Coal Tax Fund:	\$	335,000.00
Donation (specify) _____ *	:	\$ _____ *
Other Sources of assistance _____	:	\$ _____

\*Anticipated amount unknown at this time.

4. Present Site Owner: Joseph B. Reber

Address: 1643 North Montana, Helena, MT 59601

Telephone:

5. Project Sponsor:

Agency (if any): Lewis and Clark County -- County Park Board

Address: 316 North Park Avenue, Helena, MT 59601

Telephone: 443-1010

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

  X   YES

           NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

none submitted

3" x 4" reproducible black and white photo

8. Additional Comments:

1981 Coal Tax Park Proposal  
Site: Tongue River Road Recreation Area

1. General Description:

Close to regional cultural and economic center. On all-weather road. All utilities close at hand. Overlooking the Tongue River bottom lands. Could be "tied" to an adjacent 160 acre BLM parcel under BLM Recreation and Public Purposes Act. Has a large series of inherently idyllic characteristics for public recreations.

2. Location:

County: Custer

Township 7 North Range 48 East Section 30

Near (town, landmark, etc.) 7 miles south of downtown Miles City

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund:	\$ <u>90,000.00*</u>
Donation (specify) <u>HCRS?</u> :	\$ <u>?</u>
Other Sources of assistance <u>Pittman-Robertson?</u> :	\$ <u>?</u>

COMMENTS: Federal -- minimal annual lease costs  
Private -- 60-105 acres at average acre value of \$750-\$950/acre

4. Present Site Owner: Bert Frankel/U.S. BLM  
Address: Tongue River Road, Box 940, Miles City, MT 59301  
Telephone:

5. Project Sponsor: V. E. Butch Wenneker  
Agency (if any): Southeastern Montana Shooting Sports Association  
Address: P.O. Box 825, Miles City, MT 59301  
Telephone: 406-232-4748/4331

6. Will the project sponsor be able to appear before a legislative committee to support this proposal?

X  YES   NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

none submitted

3" x 4" reproducible black and white photo

8. Additional Comments:



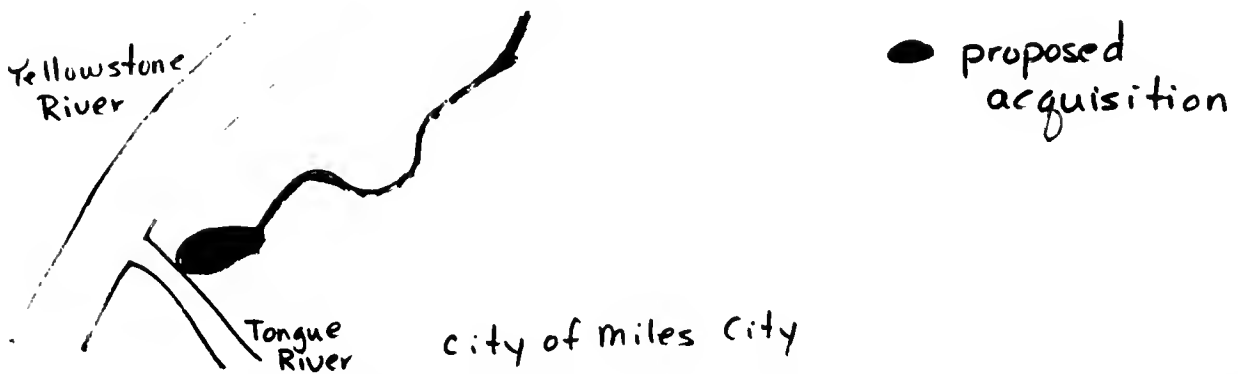
1981 Coal Tax Park Proposal

Site: Tongue River Wilderness State Recreational Area

1. General Description:

A slough forms a 2½ mile linear channel from the confluence of the Tongue and Yellowstone Rivers easterly to the Yellowstone within and adjacent to Miles City. Acquisition would provide public park linkage between the Tongue River Wilderness and Bender Park. Development will include bicycling, hiking, riding trails, nature study, play areas, family outings, ice skating, fishing, and canoeing.

2. Location:



A large map was submitted by sponsor and is on file at the Parks Division office.

County: Custer

Township 8 North Range 47 East Sections 22, 28, 33

Near (town, landmark, etc.) Miles City

3. Cost of Site Acquisition

Estimated appropriation needed from Coal Tax Fund:	\$ <u>140,000.00</u>
Donation (specify) <u>City/County</u> :	\$ <u>62,000.00</u>
Other Sources of assistance _____:	\$ _____

COMMENTS:

4. Present Site Owner: City, County, State, Federal, and various private fractional  
Address: (see Clerk and Recorder, Custer County Courthouse, Miles City)  
Telephone:

5. Project Sponsor: City of Miles City, County of Custer  
Agency (if any): City/County Planning Board  
Address: 516 Main, Miles City, Montana 59301  
Telephone: 232-6339

6. Will the project sponsor be able to appear before a legislative committee  
to support this proposal?

  X   YES            NO

7. Photograph of site provided by project sponsor (optional).

Photo description:

  none submitted  

3" x 4" reproducible black and white photo

8. Additional Comments:

## APPENDIX

### HOUSE BILL 550

HOUSE BILL NO. 550

INTRODUCED BY SCULLY, DUSSAULT, FAGG,  
VINCENT, MARKS, RAMIREZ

IN THE HOUSE

February 3, 1979	Introduced and referred to Committee on Taxation.
March 24, 1979	Committee recommend bill do pass as amended. Report adopted.
March 26, 1979	Printed and placed on members' desks.
March 27, 1979	Second reading, do pass.  Considered correctly engrossed.  Third reading, passed. Transmitted to second house.

IN THE SENATE

March 27, 1979	Introduced and referred to Committee on Finance and Claims.
April 11, 1979	Committee recommend bill be concurred in. Report adopted.
April 12, 1979	Motion pass consideration.
April 13, 1979	Second reading, concurred in.
April 17, 1979	Third reading, concurred in.

IN THE HOUSE

April 18, 1979	Returned from second house. Concurred in. Sent to enrolling.  Reported correctly enrolled.
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AN ACT TO CLARIFY AND REVISE THE COAL SEVERANCE TAX ALLOCATIONS FOR ACQUISITION OF STATE PARKS, RECREATION AREAS, MONUMENTS, AND HISTORICAL SITES AND FOR GRANTS FOR CULTURAL AND AESTHETIC PROJECTS; REQUIRING THAT THE LEGISLATURE MUST APPROVE EACH PURCHASE OR GRANT; AMENDING SECTION 15-35-108, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 15-35-108, MCA, is amended to read:

"15-35-108. Disposal of severance taxes. Severance taxes collected under the provisions of this chapter are allocated as follows:

(1) To the trust fund created by Article IX, section 5, of the Montana constitution, 25% of total collections a year. After December 31, 1979, 50% of coal severance tax collections are allocated to this trust fund. The trust fund moneys shall be deposited in the fund established under 17-6-203(5) and invested by the board of investments as provided by law.

(2) Coal severance tax collections remaining after allocation to the trust fund under subsection (1) are allocated in the following percentages of the remaining balance:

(a) to the county in which coal is mined, 2% of the severance tax paid on the coal mined in that county until January 1, 1980, for such purposes as the governing body of the county may determine;

(b) 2 1/2% until December 31, 1979, and thereafter 5% to the

earmarked revenue fund to the credit of the alternative energy research development and demonstration account;

(c) 26 1/2% until July 1, 1979, and thereafter 37 1/2% to the earmarked revenue fund to the credit of the local impact and education trust fund account;

(d) for each of the 2 fiscal years following June 30, 1977, 13% to the earmarked revenue fund to the credit of the coal area highway improvement account;

(e) 10% to the earmarked revenue fund for state equalization aid to public schools of the state;

(f) 1% to the earmarked revenue fund to the credit of the county land planning account;

(g) 2 1/2% to the sinking fund to the credit of the renewable resource development bond account;

(h) 5% to the earmarked revenue fund to the credit of a trust fund for the purpose of parks acquisition or management, protection of works of art in the state capitol, and other cultural and aesthetic projects. Income from this trust fund shall be appropriated as follows:

(i) 1/3 for protection of works of art in the state capitol and other cultural and aesthetic projects; and

(ii) 2/3 for the acquisition of sites and areas described in 23-1-102 and the operation and maintenance of sites so acquired.

(i) all other revenues from severance taxes collected under the provisions of this chapter to the credit of the general fund

of the state."

Section 2. Cultural and aesthetic projects grants. (1) Any person, association, or representative of a governing unit seeking a grant for a cultural or aesthetic project from the income of the trust fund created in 15-35-108 must submit a grant proposal to the board of trustees of the Montana historical society by December 1 of the year preceding the convening of a legislative session.

(2) The board of trustees of the Montana historical society shall present to the legislature by the 15th day of any legislative session a list of grant proposals to be made from the cultural and aesthetic projects account to any department, agency, board, commission, or other division of the state government or to any local government unit. These grant proposals shall be for the purpose of protecting works of art in the state capitol or other cultural and aesthetic projects.

(3) The legislature must appropriate funds from this account before any grant is awarded.

(4) The grant proposals approved by the legislature shall be administered by the Montana historical society.

Section 3. Acquisition of certain state parks, monuments, or historical sites. (1) Any person, association, or representative of a governing unit may submit a proposal for the acquisition of a site or area described in 23-1-102 from the income of the trust fund created in 15-35-108 to the department of fish and game by

December 1 of the year preceding the convening of a legislative session.

(2) The fish and game commission shall present to the legislature by the 15th day of any legislative session a list of areas, sites, or objects that were proposed for purchase for use as state parks, state recreational areas, state monuments, or state historical sites with the money contained in the parks account.

(3) The legislature must appropriate funds from this account before any park, area, monument, or site may be purchased.



HOUSE BILL NO. 550

INTRODUCED BY SCULLY, DUSSAULT, FAGG,  
VINCENT, MARKS, RAMIREZ

AN ACT TO CLARIFY AND REVISE THE COAL SEVERANCE TAX ALLOCATIONS FOR ACQUISITION OF STATE PARKS, RECREATION AREAS, MONUMENTS, AND HISTORICAL SITES AND FOR GRANTS FOR CULTURAL AND AESTHETIC PROJECTS; REQUIRING THAT THE LEGISLATURE MUST APPROVE EACH PURCHASE OR GRANT; AMENDING SECTION 15-35-108, MCA.

This bill was received by  
the Governor this 20<sup>th</sup> day  
of April 19 79

Thomas L. Judge  
Governor

By Joyce Andrews

Approved

5/07/79

Thomas L. Judge  
Governor

STATE OF MONTANA

**FILED**

May 7, 1979

FRANK MURRAY  
SECRETARY OF STATE

By

Frank Murray  
Secretary

I hereby certify that the  
within bill originated in  
the House.

Martha B. McLee  
Chief Clerk

Harold E. Luke  
Speaker of the House  
Signed this 18<sup>th</sup> day  
of April 1979.

W. G. Nichols  
President of the Senate  
Signed this 19<sup>th</sup> day  
of April 1979.

Further information about acquisition funding for the State Park System can be obtained from the Department of Fish, Wildlife and Parks. Contact Ron Holliday, 1420 East 6th Avenue, Helena, Montana 59601 (449-3750).



***Montana Department of  
Fish, Wildlife & Parks***

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and \$0 for distribution.